

**DECLARATION
Utility Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "**METHOD AND APPARATUS FOR MANUFACTURING DENTAL ALIGNERS**" the specification of which

(Check One) ☐ is attached hereto OR
☒ was filed on **October 21, 2003** as United States Application Serial No. **10/690,264**; PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Date of Filing	Priority Claimed	
			Yes	No

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date	Status-Patented, Pending or Abandoned

Residence, post office address, citizenship and signature of inventor(s) set forth beginning on the following page.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

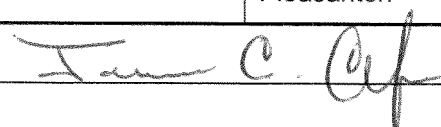
James G. O'Neill (Reg. No. 22,858)
Howard J. Klein (Reg. No. 28727)
Tejinder Singh (Reg. No. 39,535)
Heidi L. Eisenhut (Reg. No. 46,812)
William G. Becker (Reg. No. 24,385)
David Mason (Reg. No. 42,846)

KLEIN, O'NEILL & SINGH, LLP (**CUSTOMER NO.: 22145**)

Send Correspondence to: Howard J. Klein
Klein, O'Neill & Singh, LLP
43 Corporate Park, Suite 204
Irvine, CA 92606

Direct Telephone Calls to: (name and telephone number)
Howard J. Klein, 949 955 1920

FULL NAME OF INVENTOR	FIRST Name Roman	MIDDLE Initial	LAST Name WROSZ	
RESIDENCE & CITIZENSHIP	City Poway	State or Foreign Country CA	Country of Citizenship US	
POST OFFICE ADDRESS	13386 Burning Hill Drive	City Poway	State or Country CA	Zip Code 92064
INVENTOR'S SIGNATURE _____			DATE _____	

FULL NAME OF INVENTOR	FIRST Name James	MIDDLE Initial C.	LAST Name CULP	
RESIDENCE & CITIZENSHIP	City Pleasanton	State or Foreign Country CA	Country of Citizenship USA	
POST OFFICE ADDRESS	6913 Corte Monterey	City Pleasanton	State or Country CA	Zip Code 94566
INVENTOR'S SIGNATURE 			DATE <u>9/22/06</u>	

FULL NAME OF INVENTOR	FIRST Name Craig	MIDDLE Initial E.	LAST Name FARREN	
RESIDENCE & CITIZENSHIP	City Livermore	State or Foreign Country CA	Country of Citizenship US	
POST OFFICE ADDRESS	586 Colusa Way	City Livermore	State or Country CA	Zip Code 94551
INVENTOR'S SIGNATURE <u>Craig E. Farren</u>			DATE <u>9-27-06</u>	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Roman Wrosz

Assignee: Align Technology Inc.

Title: "METHOD AND APPARATUS FOR MANUFACTURING
DENTAL ALIGNERS"

Serial No.: 10/690,264 Filed: 10/21/2003

Examiner: Thukhanh T. Nguyen Group Art Unit: 1722

Attorney Docket No.: 1030-08-PA

COMMISSIONER OF PATENTS AND TRADEMARKS
P. O. Box 1450
Alexandria, VA 22313-1450

**DECLARATION OF WILLIAM G. BECKER IN SUPPORT OF PETITION
UNDER 37 C.F.R § 1.183**

Sir:

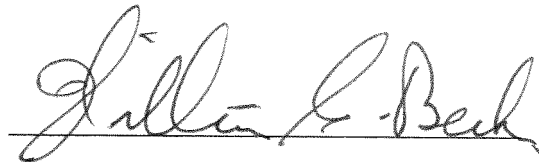
I, William G. Becker, hereby declare as follows:

1. I am Intellectual Property Counsel in the Legal Department of Align Technology, Inc. ("Align"), the assignee of US Patent Application No. 10/690,264, filed October 21, 2003. I have had this position since August, 2005
2. I am informed and believe that Roman Wrosz, the named inventor in the above-referenced application, left the employ of Align on or about December 3, 2004, after the above-referenced application was filed.
3. In May, 2006, I discussed the issue of inventorship for above-referenced application with Mr. David Mason, a Patent Agent in the Align Legal Department. On the basis of my discussions, I concluded that James C. ("Clete") Culp and Craig E. Farren should be

named as joint inventors with Roman Wrosz in the subject application. I then asked Howard Klein, of the law firm of Klein, O'Neill & Singh, LLP, to prepare the necessary documents to add Messrs. Culp and Farren as joint inventors with Mr. Wrosz. The Align Legal Department received these documents from Mr. Klein's office on or about June 7, 2006, and I asked our paralegal, Linda Vajretti, to send the documents to the appropriate people for execution.

4. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Title 18, United States Code, Section 1001; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: Sept. 11, 2006

A handwritten signature in cursive script, reading "William G. Becker". The signature is written in dark ink and is positioned above the printed name.

William G. Becker

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Roman Wrosz

Assignee: Align Technology Inc.

Title: "METHOD AND APPARATUS FOR MANUFACTURING
DENTAL ALIGNERS"

Serial No.: 10/690,264 Filed: 10/21/2003

Examiner: Thukhanh T. Nguyen Group Art Unit: 1722

Attorney Docket No.: 1030-08-PA

COMMISSIONER OF PATENTS AND TRADEMARKS
P. O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF DAVID MASON IN SUPPORT OF PETITION UNDER

37 C.F.R § 1.183

Sir:

I, David Mason, hereby declare as follows:

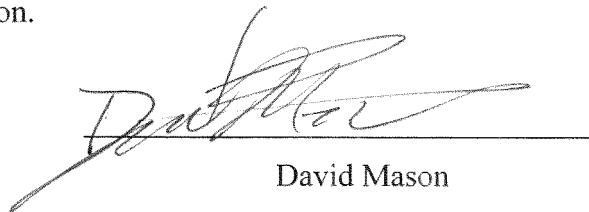
1. I am a Patent Agent in the Legal Department of Align Technology, Inc. ("Align"), the assignee of US Patent Application No. 10/690,264, filed October 21, 2003. I have had this position since February 21, 2006.
2. I am informed and believe that Roman Wrosz, the named inventor in the above-referenced application, left the employ of Align on or about December 3, 2004, after the above-referenced application was filed.
3. In April, 2006, I was reviewing another invention with James C. ("Clete") Culp, an engineer at Align. During the course of my discussions with Mr. Culp, the above-

referenced application was brought up, and I was informed by Mr. Culp that he and Craig E. Farren had worked with Roman Wrosz on the invention disclosed and claimed in the above-referenced application. On the basis of the information provided to me by Mr. Culp, I concluded that Mr. Culp, and possibly Mr. Farren, were joint inventors with Mr. Wrosz on the subject matter of the above-referenced application.

4. Subsequent to my discussions with Mr. Culp, I conveyed my conclusions on the subject of joint inventorship to Mr. Howard Klein, of the law firm of Klein, O'Neill & Singh, LLP, who was preparing a response to the Office Action dated February 10, 2006 in the above-referenced application. Specifically, I informed Mr. Klein that Mr. Culp and possibly Mr. Farren should be added as joint inventors with Mr. Wrosz. I am informed and I believe that the documents needed to add Messrs. Culp and Farren as joint inventors were prepared by Mr. Klein and sent by his office to Linda Vajretti, a paralegal in the Align Legal Department, on or about June 7, 2006.

5. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Title 18, United States Code, Section 1001; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: Sept. 11, 2006



David Mason

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Roman Wrosz
Assignee: Align Technology Inc.
Title: "METHOD AND APPARATUS FOR MANUFACTURING
DENTAL ALIGNERS"
Serial No.: 10/690,264 Filed: 10/21/2003
Examiner: Thukhanh T. Nguyen Group Art Unit: 1722
Attorney Docket No.: 1030-08-PA

COMMISSIONER OF PATENTS AND TRADEMARKS
P. O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF LINDA VAJRETTI IN SUPPORT OF PETITION UNDER
37 C.F.R § 1.183

Sir:

I, Linda Vajretti, hereby declare as follows:

1. I am a paralegal in the Legal Department of Align Technology, Inc. ("Align"), the assignee of US Patent Application No. 10/690,264, filed October 21, 2003.
2. On or about June 7, 2006, I received from the Office of Klein, O'Neill & Singh, LLP, via email, documents indicating that James C. Culp and Craig E. Farren were to be added as inventors in the above-referenced application. These documents included an Inventors' Declaration naming Roman Wrosz, James C. Culp, and Craig E. Farren as joint inventors; an Amendment and Petition to Add Erroneously Omitted Inventor in Non-Provisional Application (37 C.F.R. §1.48(a)); Written Consent of Assignee to Correct Error in Inventorship (37 C.F.R. §1.48(a)); and two (2) Statements to Correct

Error in Inventorship (37 C.F.R. §1.48(a)) to be signed by James C. Culp and Craig E. Farren, respectively. I was instructed by Align's in-house Intellectual Property Counsel, William G. Becker, to send the aforementioned documents to the appropriate people for execution.

3. On or about June 9, 2006, I sent the above-mentioned Inventors' Declaration to Roman Wrosz, under cover of a letter explaining that Messrs. Culp and Farren were discovered to have been co-inventors with Mr. Wrosz, and requesting that Mr. Wrosz execute the new Declaration naming Messrs. Wrosz, Culp, and Farren as joint inventors. A copy of the Letter to Mr. Wrosz dated June 9, 2006 is attached hereto as Exhibit A, and a copy of the Declaration sent to Mr. Wrosz under cover of the June 9, 2006 letter is attached hereto as Exhibit B.

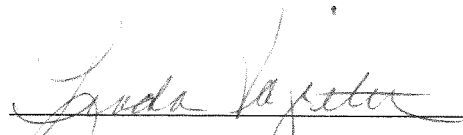
4. On or about June 15, 2006, I received a voice mail from Mr. Wrosz, in which he acknowledged receipt of the new Declaration (Exhibit B). He also said that he had "no knowledge" of Messrs. Culp and Farren being involved as co-inventors of the subject matter of the above-referenced application, and he stated that he would refuse to sign the Declaration.

5. On or about June 16, 2006, I received a telephone call from Mr. Wrosz, in which he strongly stated his belief that he was the sole inventor of the subject matter of the above-referenced application. Mr. Wrosz further stated that he would be retaining legal counsel to represent him in this matter. To my knowledge, since this conversation, there has been no further communication regarding this matter, either with Mr. Wrosz or with any representative of Mr. Wrosz.

6. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Title 18, United States Code,

Section 1001; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: Sept. 11, 2006


Linda Vajretti

June 9, 2006

Roman Wrosz
13386 Burning Hill Drive
Poway, CA 92064

Re: U.S. Patent Application No. 10/690,264
Entitled: Method and Apparatus for Manufacturing Dental Aligners
Filed October 21, 2003
Our Ref.: AT-000217

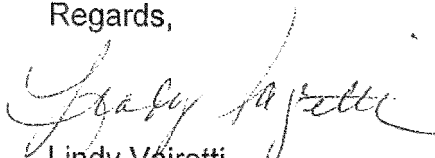
Dear Roman:

We recently discovered that Clete Culp and Craig Farren were involved in the development of the above-referenced patent application. Their names were not included at the time the application was filed with the U.S. Patent Office.

In order to correct this error, we will need to file a new Declaration document with the U.S. Patent Office. If you would, please sign and date the Declaration where indicated, and send the document back to my attention in the enclosed stamped envelope.

Thank you for your help in this matter. Please feel free to contact me at (408) 789-1547 or lvajretti@aligntech.com should you have any questions.

Regards,


Lindy Vajretti
Patent Paralegal

Enclosures

**DECLARATION
Utility Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "**METHOD AND APPARATUS FOR MANUFACTURING DENTAL ALIGNERS**" the specification of which

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☒ was filed on **October 21, 2003** as United States Application Serial No. **10/690,264**; PCT International Application No. _____ and was amended on _____ (if applicable).

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			Yes	No

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date

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U.S. Parent Application Number	PCT Parent Number	Parent Filing Date	Status-Patented, Pending or Abandoned

Residence, post office address, citizenship and signature of inventor(s) set forth beginning on the following page.

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James G. O'Neill (Reg. No. 22,858)
Howard J. Klein (Reg. No. 28727)
Tejinder Singh (Reg. No. 39,535)
Heidi L. Eisenhut (Reg. No. 46,812)
William G. Becker (Reg. No. 24,385)
David Mason (Reg. No. 42,846)

KLEIN, O'NEILL & SINGH, LLP (**CUSTOMER NO.: 22145**)

Send Correspondence to: Howard J. Klein
Klein, O'Neill & Singh, LLP
43 Corporate Park, Suite 204
Irvine, CA 92606

Direct Telephone Calls to: (name and telephone number)
Howard J. Klein, 949 955 1920

FULL NAME OF INVENTOR	FIRST Name Roman	MIDDLE Initial	LAST Name WROSZ	
RESIDENCE & CITIZENSHIP	City Poway	State or Foreign Country CA	Country of Citizenship US	
POST OFFICE ADDRESS	13386 Burning Hill Drive	City Poway	State or Country CA	Zip Code 92064
INVENTOR'S SIGNATURE _____ DATE _____				

FULL NAME OF INVENTOR	FIRST Name James	MIDDLE Initial C.	LAST Name CULP	
RESIDENCE & CITIZENSHIP	City Pleasanton	State or Foreign Country CA	Country of Citizenship USA	
POST OFFICE ADDRESS	6913 Corte Monterey	City Pleasanton	State or Country CA	Zip Code 94566
INVENTOR'S SIGNATURE _____ DATE _____				

FULL NAME OF INVENTOR	FIRST Name Craig	MIDDLE Initial E.	LAST Name FARREN	
RESIDENCE & CITIZENSHIP	City Livermore	State or Foreign Country CA	Country of Citizenship US	
POST OFFICE ADDRESS	586 Colusa Way	City Livermore	State or Country CA	Zip Code 94551
INVENTOR'S SIGNATURE _____ DATE _____				